

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

OSWALD ACEVES FLORES,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

HONORABLE JEROME B. SIMANDLE

Civil No. 09-2724 (JBS)

Criminal No. 05-259 (JBS)

ORDER

This matter having come before the Court on application of petitioner Oswald Aceves Flores for habeas corpus relief pursuant to 28 U.S.C. § 2255; and the Court having considered the submissions of Petitioner and of the United States; and for the reasons set forth in the Opinion of today's date;

IT IS on this 21st day of **July, 2010**, hereby

ORDERED that Petitioner's application for a writ of habeas corpus shall be, and hereby is, **DENIED**; and

IT IS FURTHER ORDERED that no certificate of appealability shall issue under 28 U.S.C. § 2253(c)(1), the petitioner having failed to make a substantial showing of the denial of a constitutional right.

s/ Jerome B. Simandle

JEROME B. SIMANDLE

United States District Judge